

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT APPLICATION OF: NISHIOKA, Kimihiko  
SERIAL NO.: 10/806,228  
ATTORNEY DOCKET NO.: 050931-0308962  
FILING DATE: March 23, 2004  
CONFIRMATION NO. 1701  
ART UNIT: 2622  
EXAMINER: CUTLER, Albert H.  
FOR: OPTICAL ELEMENTS (SUCH AS VARI-FOCAL LENS COMPONENT, VARI-FOCAL DIFFRACTIVE OPTICAL ELEMENT AND VARIABLE DECLINATION PRISM) AND ELECTRONIC IMAGE PICKUP UNITED USING OPTICAL ELEMENTS

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RESPONSE TO NON-FINAL OFFICE ACTION

Mail Stop Amendment

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Non-Final Office Action mailed November 7, 2008, the date for responding being February 7, 2009, please amend the above-identified application as follows:

Amendments to the claims begin on page 2.

Remarks/Arguments begin on page 7.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned for under 37 C.F.R. § 1.136(a), and any fees required therefore (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 033975 (Ref. No. 041050-0315037).